

IFW/S

PTO/SB/17 (01-06)

Approved for use through 07/31/2006. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

# FEE TRANSMITTAL

## For FY 2006

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 120.00

### Complete if Known

Application Number	10/790,311
Filing Date	March 1, 2004
First Named Inventor	Thomas R. BERGER
Examiner Name	Jason Y. PAHNG
Art Unit	3725
Attorney Docket No.	021902-139US

### METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_

☒ Deposit Account Deposit Account Number: 12-1322 Deposit Account Name: Locke Liddell & Sapp LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

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### FEE CALCULATION (All the fees below are due upon filing or may be subject to a surcharge.)

#### 1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

#### 2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180
<b>Total Claims</b>	<b>Extra Claims</b>	<b>Fee (\$)</b>
- 20 or HP = _____ x _____ = _____		
HP = highest number of total claims paid for, if greater than 20.		
<b>Indep. Claims</b>	<b>Extra Claims</b>	<b>Fee (\$)</b>
- 3 or HP = _____ x _____ = _____		
HP = highest number of independent claims paid for, if greater than 3.		

#### 3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fees Paid (\$)
_____ - 100 = _____ / 50 = _____ (round up to a whole number) x _____ = _____				

#### 4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): 1-Month Extension of Time Surcharge

Fees Paid (\$)

\$120.00

#### SUBMITTED BY

Signature	<u>Monte R. Rhodes</u>	Registration No. (Attorney/Agent)	54,396	Telephone	(713) 226-1326
Name (Print/Type)	MONTE R. RHODES	Date	01/30/2006		

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Thomas R. Berger, *et al.*

Serial No.: 10/790,311

Confirmation No.: 9331

Filed: March 1, 2004

For: FOOD WASTE REDUCTION MECHANISM FOR  
DISPOSER

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Group Art Unit: 3725

Examiner: Jason Y. PAHNG

Att'y Docket: 021902-139US  
(formerly: 10807.0139.NPUS00)

REQUEST FOR EXTENSION OF TIME TO RESPOND TO  
OFFICE ACTION DATED NOVEMBER 28, 2005

**Mail Stop: AMENDMENT**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING  
37 C.F.R. § 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below:

01/30/06  
Date

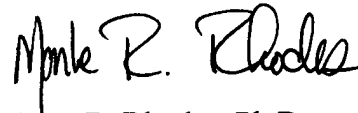
*Monika R. Charles*  
Signature

Sir:

Pursuant to 37 C.F.R. § 1.136(a), Applicant petitions for an extension of time of one month to and including January 28, 2006 in which to respond to the Office Action dated November 28, 2005. As January 28, 2006 falls on a Saturday within the District of Columbia, the due date for this action will be the next succeeding business day which is not a Saturday, Sunday, or Federal holiday within the District of Columbia in accordance with 37 C.F.R. § 1.7. Consequently, this extension will make the response due January 30, 2006.

Pursuant to 37 C.F.R. § 1.17, the Commissioner is hereby authorized to deduct the \$120.00 large entity fee for a one-month extension of time from Locke Liddell & Sapp LLP Deposit Account No. 12-1322, referencing matter number 021902.139US.

Respectfully submitted,



Monte R. Rhodes, Ph.D.

Reg. No. 54,396

Customer No. 26720

AGENT FOR ASSIGNEE,  
EMERSON ELECTRIC CO.

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January 30, 2006  
Date

Serial No.: 10/790,311  
Extension of Time